

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 4TH DECEMBER 2006 / 13TH AGRAHAYANA 1928

Con.Case(C).No. 1164 of 2006(S)

AGAINST THE JUDGEMENT/ORDER IN WPC.22816/2005 Dated 02/08/2005
.....

PETITIONER

ISMAIL HAJI ESSA TRUST,
REP. BY ITS TRUSTEE, SHRI.ABDUL SATHAR ISMAIL SAIT
AGED 62 YEARS,
S/O.KHAN SAHIB ISMAIL HAJI ESSA SAIT, R/AT 4 C,
ORCHID COURT APARTMENTS, AMBELIPADAM ROAD,
PANCHAVADI LANE, JANATHA JN., VYTILA, COCHIN-19.

BY ADV. SRI.S.RAMESH BABU

RESPONDENTS:

ASHOK GANGULY,
AGED ABOUT 55 YEARS,
SON OF (NOT KNOWN TO THE PETITIONER),
WORKING AS THE CHAIRMAN, CENTRAL BOARD OF
SECONDARY EDUCATION, (C.B.S.E.), COMMUNITY CENTRE,
PREETVIHAR, NEW DELHI, PIN-110 092.

BY ADV. SRI.DEVAN RAMACHANDRAN

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION
ON 04/12/2006, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

.....
C.O.C. No.1164 of 2006
.....

Dated this the 4h day of December, 2006.

JUDGMENT

Having regard to the nature of dispute between the petitioner and the school authorities which is on land, I feel the matter is to be settled only before the civil court. Counsel for the respondent submitted that suit is pending between the parties. In the circumstances, contempt is closed leaving the petitioner to pursue the suit.

C.N.RAMACHANDRAN NAIR
Judge

pms